

BOARD OF MADISON COUNTY COMMISSIONERS
January, 2nd 2007 MINUTES

On Tuesday, January, 2nd 2007, a meeting of the Board of Madison County Commissioners came to order at 10:00 AM with Commissioners David Schulz, Lewis Stahl and Jim Hart present.

Jim Hart moved to elect David Schulz as Commissioner Chair, seconded by Lewis Stahl. All voted aye motion carried.

Jim Hart moved to approve the December 26, 2006, minutes as corrected; seconded by Lewis Stahl. All voted aye; motion carried.

Those people in attendance at the meeting were Barbie Durham, Grant Writer; Chris Christensen, County Attorney; Doris Fisher, Planner; Stacey Beecher, Planner 1 and Christopher Mumme, DES.

Public Discussion: Commissioners will be attending the TSEP Hearings at the Capital in Helena on January 11th.
Interagency meeting has been changed from January 11th, to January 25th, 2007 at 1:30 Alder Fire Hall. Janie will notify all agencies involved.

2007 TSEP Bridge Project per Resolution 1-2007: Jim Hart moved to authorize Great West Engineering to proceed with the TSEP preliminary engineering grant application for bridge assessments in Madison County to be presented during the upcoming grant cycle; seconded by Lewis Stahl. All voted aye motion carried.

Grants: Barbie Durham, Grant Writer, received a letter from the Ennis Lions Club with a request for approximately \$16,000 in CTEP funding. Other proposed CTEP projects include Robbers Roost Project and the Sheridan Trails Project. Barbie had spoken with Mike Wherley from CTEP regarding fund requirements. Barbie is also researching several funding sources to benefit the fairgrounds.

Building Project: Present for this portion of the meeting were Chris Christensen, County Attorney; Doris Fisher, Planner; and Stacey Beecher, Planner 1; David Schulz asked the two newly elected Commissioners, Lewis Stahl and Jim Hart, for their opinion on the Building Project for the Courthouse and the Justice Center. Jim Hart and Lewis Stahl both agreed that they should keep pursuing it. Jim Hart thought they should go ahead with the questionnaire Laurie Buyan, Administrative Assistant, had created. Lewis Stahl thought if there was a way to cut the cost it might be more appealing to the public. Importance of adequate space in the Law & Justice structure was discussed. Detention needs and requirements were also questioned. The Board also discussed on-going concerns of access going to the Court House. Doris Fisher believes if we were to involve the public more they would have a better understanding of what the project is about and they might have ideas that we haven't thought about. Dave suggested holding a staff meeting on January 9th with the building project being one of the topics for discussion.

Land use Issues & Remainder Tracts & Easements: Doris Fisher, Planner, asked Chris Christensen, County Attorney, about a letter the Commissioners had sent, which asked for his opinion on surveys that create remainder tracts. Chris said he hadn't given a written opinion but would rely on the opinion of the Attorney General and that it goes back to the reason for subdivision laws. Chris encourages Clerk & Recorder to continue rejecting any Certificate of Survey that creates more than 1 remainder tract per 160 acres.
Doris asked Chris whether or not a subdivider can determine that it will assign an access easement to the public. She said the easement language in question grants access to the subdivider, his successors and assigns. She asked if the public would be an assign. Chris said he could not answer that without doing some research. Doris said she would provide Chris with the initial easement documents and information from the subdivider's attorney.

David Schulz asked Chris Christensen, County Attorney, about public roads that have had some historical access for years, wondering if it would be difficult to close those roads. David also asked Chris, if it is a public road and not a county road, what obligation the county does have to get involved. Chris informed David that the county has no obligation to get involved.

The Following Items were Tabled

Resolution for Meeting Dates

Commissioner Liaison to County Boards

Resolution setting Travel Rates/Per Diem

Commissioners talked with Roger Staley, and he will continue to work his regular shifts and cover Colleen Guinanne's shift until further notice, or until they can hire someone to help.

Broke for Lunch

Lewis Stahl was not present for the remainder of the meeting.

Journal Vouchers: Jim Hart moved to approve Journal Vouchers; seconded by David Schulz. All voted aye motion carried.

Loss Control Conference: Commissioners need to register soon for the conference if planning to attend.

Emergency Management Course: Chris Mumme, DES asked Dave Schulz and Jim Hart, if they would like to attend the 5 day NIMS course or opt to attend a 2 hour NIMS training that Frank Ford will be holding on the morning of January 24th and February 1st. Dave and Jim both thought it is imperative that Chris attend the 5 day course but felt the 2 hour course would be sufficient for themselves.

Resolution for Surplus Item Purchase: Jim Hart moved to approve resolution 2-2007 to update authorization of Surplus Item. Dave Schulz seconded. All voted aye; motion carried.

Legislative Issues-Community Technical Assistance Program: Doris Fisher, Planner; made several comments on the benefits of the CTAP program. She said while it was part of the Department of Commerce it was a valuable source to County Planners, County Attorneys, City Planners, County Commissioners, and others. She said it was an excellent source of technical assistance and information about Land Use Planning and Land Use Laws in Montana. David asked Doris if she would document the benefits of CTAP. The Commission could then discuss support for continuation of this program with other counties.

Jim Hart moved to reappoint La Tresha Garrison to the Big Hole River Conservation Development Standards Review Board; seconded by David Schulz. All voted aye; motion carried.

The Board also discussed Administrative Assistant, Laurie Buyan's accident and her projected time frame of recuperation. The Board also expressed it's appreciation for Janie Alt's willingness to fill in during Laurie's absence.

With no further business the meeting adjourned at 2: 55 PM.

Minutes prepared by:

David Schulz, Chairman
Board of Madison County Commissioners

Janie Alt

Peggy Kaatz, Clerk and Recorder, Madison County

Date Approved: January 9, 2007